

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

NATIONAL ABORTION FEDERATION (NAF),

Plaintiff,

v.

THE CENTER FOR MEDICAL PROGRESS,
BIOMAX PROCUREMENT SERVICES LLC,
DAVID DALEIDEN (aka "ROBERT SARKIS"),
and TROY NEWMAN,

Defendants.

Case No. 3:15-cv-3522

Judge: William H. Orrick, III

**TEMPORARY RESTRAINING
ORDER AND ORDER TO SHOW
CAUSE IN SUPPORT OF
PLAINTIFF'S APPLICATION FOR
TEMPORARY RESTRAINING
ORDER**

1 TO DEFENDANTS THE CENTER FOR MEDICAL PROGRESS, BIOMAX
2 PROCUREMENT SERVICES LLC, DAVID DALEIDEN (aka "ROBERT SARKIS"), and
3 TROY NEWMAN:

4 This matter comes before me on Plaintiff National Abortion Federation's (NAF") *Ex*
5 *Parte* Motion for a Temporary Restraining Order and for an Order to Show Cause Regarding a
6 Preliminary Injunction, Memorandum of Points and Authorities, and supporting papers.

7 Having considered the arguments and papers submitted, in order to preserve the status quo
8 and finding good cause based on the record before me, I GRANT NAF's *Ex Parte* Motion,
9 pending a hearing on Monday, August 3. Based on the record before me, I find that NAF is likely
10 to prevail on the merits of its claims, the balance of hardships tips in its favor, NAF would be
11 likely to suffer irreparable injury, absent an *ex parte* temporary restraining order, in the form of
12 harassment, intimidation, violence, invasion of privacy, and injury to reputation, and the
13 requested relief is in the public interest.

14 YOU ARE HEREBY ORDERED TO SHOW CAUSE on **Monday, August 3, 2015 at**
15 **4:00 p.m.**, before the Honorable William H. Orrick, at 450 Golden Gate Avenue, San Francisco,
16 CA 94102, Courtroom 2, why you, your officers, agents, servants, employees, and attorneys, and
17 any other persons who are in active concert or participation with you, should not be enjoined and
18 restrained from engaging in, committing, or performing, directly and indirectly, any and all of the
19 following acts:

- 20 (1) publishing or otherwise disclosing to any third party any video, audio,
21 photographic, or other recordings taken, or any confidential information learned, at
22 any NAF annual meetings;
- 23 (2) publishing or otherwise disclosing to any third party the dates or locations of any
24 future NAF meetings;
- 25 (3) publishing or otherwise disclosing to any third party the names or addresses of any
26 NAF members learned at any NAF annual meetings; and
- 27 (4) attempting to gain access to any future NAF meetings.

28 Pending hearing on the above Order to Show Cause you, your officers, agents, servants,
employees, and attorneys, and any other persons who are in active concert or participation with

1 you ARE HEREBY RESTRAINED AND ENJOINED from:

- 2 (1) publishing or otherwise disclosing to any third party any video, audio,
3 photographic, or other recordings taken, or any confidential information learned, at
4 any NAF annual meetings;
- 5 (2) publishing or otherwise disclosing to any third party the dates or locations of any
6 future NAF meetings; and
- 7 (3) publishing or otherwise disclosing to any third party the names or addresses of any
8 NAF members learned at any NAF annual meetings.

9 NAF shall not be required to post a bond for issuance of this Order.

10 This Order and supporting papers must be served on Defendants as soon as possible, but
11 no later than **August 1, 2015**. Any response or opposition to this Order to Show Cause must be
12 filed and served on NAF's counsel no later than **August 3, 2015 at 12:00 p.m.**

13
14 **IT IS SO ORDERED.**

15 Dated: July 31, 2015

16 By: 

17 Honorable William H. Orrick, III

18 United States District Court Judge
19
20
21
22
23
24
25
26
27
28